

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

In Re:	Case No.: 10-07630 BKT
<b>PEDRO SEVILLA ESTELA MARITZA RIVERA RODRIGUEZ</b>	Chapter 13
<hr/> <u>Debtor(s)</u>	

**MOTION TO INFORM AMENDED PLAN**

TO THE HONORABLE COURT:

NOW COMES the debtor, through the undersigned attorney, and very respectfully alleges and prays:

1. That today the debtor is filing an amended chapter 13 repayment plan.
2. That the reason for amendment is to increase the base of the plan and eliminate pre petition arrears to First Bank since debtor complete loss mitigation process.

WHEREFORE, it is respectfully requested to this Honorable Court to take notice of the aforementioned.

**RESPECTFULLY SUBMITTED.**

I HEREBY CERTIFY that a true and exact copy of the foregoing motion has been filed electronically with the Clerk of the Court using CM/ECF systems which will send notification of such to the Chapter 13 Trustee, and we sent copy of this document through regular mail to debtor (s) and all non CM/ECF participants interested parties to their addresses listed on the master address list.

In San Juan, Puerto Rico this 8th day of February of 2011.

JPC LAW OFFICE

Jose M Prieto Carballo, Esq  
P.O. Box 363565  
San Juan, P.R. 00936-3565  
Tel (787) 607-2066 & Tel (787) 607-2166  
jpc@jpclawpr.com

By: /s/ Jose M Prieto Carballo, Esq.

**United States Bankruptcy Court  
District of Puerto Rico**

**IN RE:**

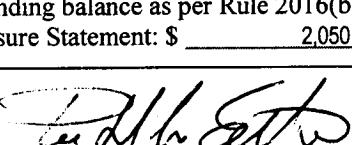
Case No. 10-07630-13

SEVILLA ESTELA, PEDRO & RIVERA RODRIGUEZ, MARITZA  
Debtor(s)

Chapter 13

## **CHAPTER 13 PAYMENT PLAN**

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee  directly  by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
  2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____		<input checked="" type="checkbox"/> AMENDED PLAN DATED: <u>2-8-2011</u>
<input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION		Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other
<b>I. PAYMENT PLAN SCHEDULE</b>		<b>II. DISBURSEMENT SCHEDULE</b>
$\$ \underline{800.00} x \underline{12} = \$ \underline{9,600.00}$ $\$ \underline{1,000.00} x \underline{48} = \$ \underline{48,000.00}$ $\$ \underline{\quad} x \underline{\quad} = \$ \underline{\quad}$ $\$ \underline{\quad} x \underline{\quad} = \$ \underline{\quad}$ $\$ \underline{\quad} x \underline{\quad} = \$ \underline{\quad}$		A. ADEQUATE PROTECTION PAYMENTS OR \$ _____
		B. SECURED CLAIMS:
		<input type="checkbox"/> Debtor represents no secured claims.
		<input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:
		1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS:
		Cr. SCOTIABANK Cr. _____ Cr. _____
		# <u>1361246</u> # _____ # _____
		\$ <u>17,000.00</u> \$ _____ \$ _____
		2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims:
		Cr. TOYOTA CREDIT Cr. _____ Cr. _____
		# <u>406121973</u> # _____ # _____
		\$ <u>13,000.00</u> \$ _____ \$ _____
		3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL:
		Cr. _____ Cr. _____ Cr. _____
		# _____ # _____ # _____
		\$ _____ \$ _____ \$ _____
		4. <input checked="" type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: COOP A/C VEGA ALTA
		5. <input type="checkbox"/> Other:
		6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: SCOTIABANK FIRST MORTGAGE FIRST MORTGAGE
		C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2)
		D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.
		1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____ <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____
		Cr. _____ Cr. _____ Cr. _____
		# _____ # _____ # _____
		\$ _____ \$ _____ \$ _____
		2. Unsecured Claims otherwise receive PRO-RATA disbursements.
		OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) See Continuation Sheet
 Signed: <u>/s/ PEDRO SEVILLA ESTELA</u> Debtor		
<u>/s/ MARITZA RIVERA RODRIGUEZ</u> Joint Debtor		

Attorney for Debtor Jose Prieto

Phone: (787) 607-2066

**CHAPTER 13 PAYMENT PLAN**  
**Continuation Sheet - Page 1 of 2**

Cr	#	\$
<b>Executory Contracts - Assumed:</b>		
		CRISTIAN GOMEZ
		CRISTIAN LOPEZ
		JEANETTE NAZARIO
		JESUS PABON / KIRYA ME
		MELANE TSE HERNANDE

**CHAPTER 13 PAYMENT PLAN**  
**Continuation Sheet - Page 2 of 2**

FAILURE TO TIMELY OBJECT TO THIS PLAN BY A CREDITOR CONSTITUTES A WAIVER OF THE EQUAL MONTHLY AMOUNT METHOD OF PAYMENT 11 USC 1325 (a)(5).

ATTORNEY'S FEES WILL BE PAID PRO RATA WITH ARREARS OWED TO RELIABLE FIN AHEAD OF SECURED CREDITORS PER 11 USC 330.

TAX REFUNDS, IF ANY ARE RECEIVED BY DEBTOR, WILL BE TENDERED TO THE TRUSTEE AS PERIODIC PAYMENTS TO FUND THE PLAN UNTIL PLAN COMPLETION IN ADDITION TO PAYMENTS ALREADY PROVIDED HEREIN. IF DEBTOR(S) NEED TO USE ANY PART OF THESE FUNDS, PROPER AUTHORIZATION WILL BE SOUGHT FROM THE COURT FOR SUCH PURPOSE.

DEBTORS CONSENTS LIFT OF STAY IN FAVOR OF RELIABLE FINANCIAL & FORD MOTOR CREDIT.

DEBTOR WILL PROVIDE INSURANCE TO TOYOTA CREDIT THROUGH EASTERN AMERICAN INSURANCE.

ADEQUATE PROTECTION OF \$75 TO TOYOTA CREDIT.

Label Matrix for local noticing  
0104-3  
Case 10-07630-BKT13  
District of Puerto Rico  
Old San Juan  
Wed Jan 5 15:31:05 AST 2011

SCOTIABANK DE PUERTO RICO  
c/o WALLACE VAZQUEZ SANABRIA  
17 MEXICO STREET, SUITE D-1  
SAN JUAN, PR 00917-2202

FIRSTBANK PUERTO RICO  
CARDONA-JIMENEZ LAW OFFICE  
PO BOX 9023593  
SAN JUAN, PR 00902-3593

RELIABLE FINANCIAL SERVICES  
CARLOS E PEREZ PASTRANA  
PO BOX 21382  
SAN JUAN, PR 00928-1382

US Bankruptcy Court District of P.R.  
U.S. Post Office and Courthouse Building  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

ARM  
P O BOX129  
THOROFARxE, NJ 08086-0129

COOP A/C VEGA ALTA  
P O BOX 1078  
VEGA ALTA, PR 00692-1078

CRISTIAN GOMEZ  
2115 CALLE ALFA  
LEVITTOWN  
TOA BAJA, PR 00949-4235

CRISTIAN LOPEZ  
2115 CALLE ALFA  
LEVITTOWN  
TOA BAJA, PR 00949-4235

Department of Treasury  
Bankruptcy Section (Suite 1504)  
235 Ave. Arterial Hostos  
San Juan Puerto Rico 00918-1451

FIRST BANK  
BANKRUPTCY DIVISION  
P.O BOX 9146  
SAN JUAN ,PR 00908-0146

FIRST MORTGAGE  
P O BOX 9146  
SANTURCE, PR 00908-0146

FIRST PREMIER BANK  
P O BOX 17504  
WILMINGTON, DE 19850

FIRSTBANK  
P O BOX 9146  
SAN JUAN, PR 00908-0146

FIRSTBANK PUERTO RICO  
CARDONA JIMENEZ LAW OFFICES, PSC  
PO BOX 9023593  
SAN JUAN PR 00902-3593

(p)FORD MOTOR CREDIT COMPANY  
PO BOX 6275  
DEARBORN MI 48121-6275

GE Money Bank  
c/o Recovery Management Systems Corporat  
25 SE 2nd Ave Suite 1120  
Miami FL 33131-1605

Internal Revenue Service  
City View Plaza II  
Suite 2000  
48 Carr 165  
Guaynabo, PR 00968-8000

JC PENNY  
PO BOX 960090  
ORLANDO, FL 03289

JEANETTE NAZARIO  
2115 CALLE ALFTA  
LEVITTOWN  
TOA BAJA, PR 00949-4235

JESUS PABON / KIRYA MENDEZ  
2115 CALLE ALFTA  
LEVITTOWN  
TOA BAJA, PR 00949-4235

LCDO ARRUFAT PIMENTEL  
905 DE DIEGO AVE  
RPTO METROPOLITANO  
RIO PIEDRAS, PR 00921-2504

LEADING EDGE  
P O BOX 129  
LINDEN, MI 48451-0129

MELANE TSE HERNANDEZ  
2115 CALLE ALFA  
LEVITTOWN  
TOA BAJA, PR 00949-4235

PUERTO RICO ELECTRIC POWER  
BANKRUPTCY CLAIMS OFFICE  
PO BOX 364267  
SAN JUAN PR 00936-4267

Premier BankCard/Charter  
P.O. Box 2208  
Vacaville, CA 95696-8208

RELIABLE FINANCIAL SERVICES  
PO BOX 21382  
SAN JUAN, PR 00928-1382

SCOTIABANK  
P O BOX 362394  
SAN JUAN, PR 00936-2394

T MOBILE  
P O BOX 742596  
CINCINNATI, OH 45274-2596

TCPR-Toyota Credit de Puerto Rico Corporatio  
PO BOX 366251  
San Juan, Puerto Rico 00936-6251

TOYOTA CREDIT  
P O BOX 71410  
SAN JUAN, PR 00936-8510

JOSE M PRIETO CARBALLO  
JPC LAW OFFICE  
PO BOX 363565  
SAN JUAN, PR 00936-3565

JOSE RAMON CARRION MORALES  
PO BOX 9023884  
SAN JUAN, PR 00902-3884

MARITZA RIVERA RODRIGUEZ  
AP1 CALLE 15  
URB PRADERA  
TOA BAJA, PR 00949-4050

MONSITA LECAROZ ARRIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901-1938

PEDRO SEVILLA ESTELA  
AP1 CALLE 15  
URB PRADERA  
TOA BAJA, PR 00949-4050

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

FORD MOTOR CREDIT  
P O BOX 5500  
DETROIT, MI 48255-0953

(d)Ford Motor Credit Company LLC  
Dept 55953  
P O Box 55000  
Detroit MI 48255-0953

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)SCOTIABANK DE PUERTO RICO  
c/o WALLACE VAZQUEZ SANABRIA  
17 MEXICO STREET, SUITE D-1  
SAN JUAN, PR 00917-2202

End of Label Matrix	
Mailable recipients	35
Bypassed recipients	1
Total	36